

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 1994 to June 30, 1995

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 29, 1995

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4

J.S. McCarthy Company
Augusta, Maine
1995

funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, two thirds of all of the members elected to each House have determined it necessary to enact this measure.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, it has been determined that the Port Clyde Water District's borrowing capacity is inadequate to improve the facility that serves the Village of Port Clyde in the Town of St. George; and

Whereas, the Port Clyde Water District must take action as soon as possible to begin construction on its water tank; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1963, c. 38, §8, first sentence is amended to read:

For accomplishing the purposes of this act, ~~said~~ the district, through its trustees, is authorized to borrow money from time to time, not exceeding ~~\$100,000~~ \$250,000, and to issue therefor the interest-bearing negotiable notes of the district, maturing serially or otherwise, and to make subsequent renewals of the same in whole or in part, and for ~~said~~ these purposes and for the purpose of refunding any notes, bonds or other lawful indebtedness and to establish a fund therefor, of obtaining or providing money to pay or to meet any necessary expenses and liabilities under the provisions of this act, including expenses in the creation of this district, in securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant and making extensions, additions and improvements to the same, the ~~said~~ district, through its trustees, may from time to time issue bonds of the district ~~to~~ in an amount necessary in the judgment of the trustees therefor, maturing at one time or in uniform or varying installments, and with or without call provisions.

Sec. 2. Emergency clause; referendum; effective date. In view of the emergency cited in the preamble, this Act takes effect when approved only for the purpose of permitting its submission to the legal voters of the Port Clyde Water District at the next regular town or at a special district meeting to be

called and held for that purpose by March 31, 1995. The election must be called, advertised and conducted according to the law relating to municipal elections, except that the municipal officers of the town are not required to prepare for posting, nor the town clerk to post, a new list of voters. For the purpose of registration of voters, the board of voter registration must be in session on the secular day next preceding the special election. The town clerk of the town shall prepare the required ballots, on which the town clerk shall reduce the subject matter of this Act to the following question:

"Do you favor amending the charter that created the Port Clyde Water District to increase the total authorized indebtedness of the district from \$100,000 to \$250,000?"

The voters shall indicate by a cross or check mark placed against the word "Yes" or "No" their opinion of the same. This Act takes effect immediately upon its acceptance by a majority of the legal voters voting at the election.

The result of the vote must be declared by the municipal officers of the Town of St. George and due certificate thereof must be filed by the town clerk with the Secretary of State.

Effective pending referendum.

CHAPTER 5

H.P. 119 - L.D. 154

An Act to Make Supplemental Allocations from the Highway Fund for the Fiscal Year Ending June 30, 1995

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses will become due and payable prior to July 1, 1995; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Allocation. The following funds are allocated from the Highway Fund for the fiscal year ending June 30, 1995, to the departments listed, to carry out the purposes of this Part.

| | |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| | 1994-95 |
| ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF | |
| Department and Agencies - Statewide | |
| Unallocated | \$700,000 |
| Provides for the allocation of funds to satisfy the requirements of Public Law 1993, chapter 649, Part A, section A-1. | |
| DEPARTMENT OF ADMINISTRATIVE AND FINANCIAL SERVICES TOTAL | <hr/> 700,000 |
| ATTORNEY GENERAL, DEPARTMENT OF THE | |
| District Attorneys' Salaries | |
| Personal Services | (14,558) |
| All Other | 14,558 |
| Total | <hr/> -0- |
| Provides for the allocation of funds through a line category transfer from Personal Services to All Other for the purposes of paying for STA-CAP charges. | |
| DEPARTMENT OF THE ATTORNEY GENERAL TOTAL | <hr/> -0- |
| PART A, SECTION 1 TOTAL ALLOCATIONS | <hr/> \$700,000 |

PART B

Sec. B-1. Allocation. The following funds are allocated from the Highway Fund for the fiscal

year ending June 30, 1995, to the departments listed, in order to provide funding for approved reclassifications and range changes.

| | |
|---------------------------------------------------|----------------|
| | 1994-95 |
| PUBLIC SAFETY, DEPARTMENT OF | |
| Highway Safety DPS | |
| Personal Services | \$9,917 |
| State Police | |
| Personal Services | 9,040 |
| DEPARTMENT OF PUBLIC SAFETY TOTAL | <hr/> 18,957 |
| SECRETARY OF STATE, DEPARTMENT OF THE | |
| Administration - Motor Vehicles | |
| Personal Services | 25,572 |
| DEPARTMENT OF THE SECRETARY OF STATE TOTAL | <hr/> 25,572 |
| PART B, SECTION 1 TOTAL ALLOCATIONS | <hr/> \$44,529 |

PART C

Sec. C-1. Carrying balance. Any balance remaining on June 30, 1995 in the Highway Fund "Salary Plan" program in the Department of Administrative and Financial Services may not lapse but must be carried forward to June 30, 1996.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective March 31, 1995.

CHAPTER 6

S.P. 115 - L.D. 290

An Act Concerning the Degree-granting Authority of Beal Business School